

minimum, particularly in the matter of miscellaneous supplies; and

Whereas, It is necessary that said committee have the hearty support of the members of the House, individually and collectively; and

Whereas, We are now assembled in extra session at great expense to the tax payers of the State; therefore, be it

Resolved, In the interest of economy, that the individual members of the House of Representatives be limited to five (\$5) dollars worth of supplies during the Third Called Session of the Thirty-eighth Legislature, and the book-keeper to the Sergeant-at-Arms be and is hereby directed to keep the miscellaneous supply account of each member within the limit of five (\$5) dollars, said amount to be the maximum for each member; be it further

Resolved, That the Speaker's room be and is hereby specifically excepted from the provisions herein, and that this resolution shall in nowise be construed as limiting the stamp account provided for in resolutions heretofore adopted.

Signed—Committee on Contingent Expenses, by Moore, Chairman; Stewart of Jasper, Vice-Chairman; Barker, Faubion and Stevens.

The resolution was read second time and was adopted.

RELATING TO CONSIDERATION OF REVENUE MEASURES.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 2, Relating to consideration of revenue measures.

Whereas, The House and Senate of Texas have thoroughly considered revenue measures during the Regular and Special Session of the Thirty-eighth Legislature; and

Whereas, The question of working out proper revenue measures is the main question to be considered during this Called Session, and will be the paramount measure to be considered; now, therefore, be it

Resolved by the Senate and the House of Representatives concurring, That the Committee on Revenue and Taxation in the House and the Committee on State Affairs of the Senate be requested to work and act together, and if possible agree on such revenue measures as in their judgment are reasonably certain to be agreed upon, and can be agreed upon by both houses.

The resolution was read second time. Mr. Cable moved that the resolution be referred to the Committee on Revenue and Taxation.

The motion was lost.

Question then recurring on the resolution, it was adopted.

RELATING TO HULL YOUNGBLOOD AFFAIR.

On motion of Mr. Irwin, the Speaker was authorized to appoint a committee of three members of the House to make the necessary arrangements to have Hull Youngblood appear before the House of Representatives.

In accordance with the above action, the Speaker announced the appointment of the following committee:

Messrs. Irwin, Beasley and Patterson.

SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees as follows:

Senate bill No. 1, to the Committee on Appropriations.

Senate bill No. 2, to the Committee on Appropriations.

COMMITTEE TO CONFER WITH GOVERNOR.

On motion of Mr. Patterson, the Speaker was authorized to appoint three members of the House as a committee to confer with the Governor immediately for the purpose of ascertaining definitely the subjects of legislation included in his message to the House.

In accordance with the above action, the Speaker announced the appointment of the following committee:

Messrs. Patterson, Carpenter of Matagorda and Laird.

RECESS.

On motion of Mr. Stewart of Edwards, the House, at 3:50 o'clock p. m., took recess to 10 o'clock a. m. tomorrow.

FIRST DAY.

(Continued.)

(Thursday, May 17, 1923.)

The House met at 10 o'clock a. m. and was called to order by Speaker Seagler.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Messrs. Miller, Finlay, Sackett and Rowland for today and rest of week, on motion of Mr. Barker.

Mr. Bryant for today and remainder of week, on motion of Mr. Jennings.

Mrs. Wilmans for yesterday, on motion of Mr. Carpenter of Matagorda.

Mr. Davis for today and remainder of week, on motion of Mr. ———

Mr. Satterwhite for yesterday, on motion of Mr. Driggers.

Mr. Dodd for today, on motion of Mr. Rice.

Mr. Stewart of Reeves for today and remainder of week, on motion of Mr. Faubion.

Mr. Robinson for today, on motion of Mr. Morgan of Liberty.

Messrs. Sweet, Potter and McNatt for today and remainder of week, on motion of Mr. Kemble.

Mr. Lewis for today and remainder of week, on motion of Mr. Culp.

Messrs. Dielmann, Carpenter of Dallas, Irwin, Patman, Burmeister, Jacks and Williamson for today and remainder of week, on motion of Mr. Young.

Mr. Moore for today and remainder of week, on motion of Mr. Carpenter of Matagorda.

Messrs. Cowen, Rogers, Turner, Winfree and Gipson for today and remainder of week, on motion of Mr. Arnold.

Mr. McFarlane and Mr. Looney for today and remainder of week, on motion of Mr. Greer.

Mr. Greer for yesterday and today, on motion of Mr. Russell of Callahan.

Mr. Loftin for today and the remainder of week, on motion of Mr. Storey.

Mr. Barrett for today and remainder of week, on motion of Mr. Jennings.

The following members were granted leaves of absence on account of sickness:

Mr. Atkinson for yesterday and indefinitely, on motion of Mr. Barker.

Mr. Jones for today and remainder of week, on motion of Mr. Quaid.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Pope:

H. B. No. 23, A bill to be entitled "An Act to amend Article 543 of the Penal Code of this State by omitting all of said article after the words 'hedge contract,' and to add Article 543a, defining a hedge contract; and to amend Article 545 of said Code as to what shall constitute a prima facie case in prosecutions for the violation of law as to dealing in futures; and to add Article 545a, defining certain terms used herein; providing certain taxes, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Perdue:

H. B. No. 24, A bill to be entitled "An Act to require every athletic association in this State and every person managing or controlling any athletic field or ground in this State upon which is played any game of baseball to which admission is charged for profit, and every proprietor or manager of any moving picture show; and every owner of a soft drink stand or bowling alley or retailer of soda pop and soft drinks in this State to pay a gross income tax, and fixing the per cent of such tax upon gross sales and the method of ascertaining the amount of same and the time for the payment of the same, and requiring a permit to operate any such athletic field, moving picture show or cold drink stand; to define a cold drink stand and to affix a penalty for the violation of any of the provisions of this act."

Referred to Committee on Revenue and Taxation.

By Mr. Baldwin:

H. B. No. 25, A bill to be entitled "An Act amending Section 13 of Article 7355, Revised Civil Statutes of the State of Texas, 1911, imposing an occupation tax upon theatrical, dramatic and musical comedy shows and amusements for which pay for admission is demanded or received, and which travel from place to place and give exhibitions, the amount of tax to be determined according to the number of inhabitants in cities and towns affected by this act and by the amount charged for admission; making certain exemptions from the provisions of this act, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Baldwin:

H. B. No. 26, A bill to be entitled "An Act amending Article 7355 of the Revised Civil Statutes of the State of Texas, 1911, by adding thereto after Section 13 a new section to be known as Section 13a, imposing an occupation tax upon regularly established and recognized opera houses, theaters, air- domes, and places where moving picture exhibitions are given for private profit, the amount of tax to be determined according to the number of inhabitants of cities and towns in the State of Texas; providing that counties, cities and towns shall each have power and authority to collect a tax equal to one-half the amount of the State tax, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Burmeister:

H. B. No. 27, A bill to be entitled "An Act to empower municipal corporations or county commissioners courts licensing and regulating public indoor recreation places; providing for issuing of license by the State Comptroller; providing for payment of license tax according to basis of population and for distribution of revenue derived therefrom; limiting license to adult citizens of the United States and requiring certificate of good moral character; providing for revocation of license; compelling operators, managers or proprietors to conform to regulations and fixing penalties for violations; prohibiting minors and vagrants from loitering in such places; prohibiting gambling in any form, profane language, or obscene pictures in such places; prohibiting blinds and other obstructions; regulating hours of opening and closing; exempting fraternal, benevolent, educational, religious or charitable organizations; authorizing suit on bond for violations, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Baldwin:

H. B. No. 28, A bill to be entitled "An Act amending Section 14 of Article 7355 of the Revised Civil Statutes of the State of Texas of 1911, relative to occupation taxes; fixing the amount of taxes to be levied on circuses, shows, amusement companies, trained animal shows, wild west shows and other companies of similar kind and character; conferring upon counties, incorporated

cities, towns and villages authority to levy occupation taxes; providing for the bringing of suit for the collection of such taxes due the State of Texas and fixing the venue thereof; making certain exemptions from the provisions of this act; repealing all laws in conflict herewith, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

MESSAGE FROM THE GOVERNOR.

Mrs. Margaret Tindall, Assistant Secretary to the Governor, appeared at the bar of the House, and being duly announced, presented the following message from the Governor, which was read to the House, as follows:

Governor's Office,
Austin, Texas, May 16, 1923.

To the Members of the Third Called Session of the Thirty-eighth Legislature.

Gentlemen: I have been requested by the House of Representatives to state whether or not my message to the Third Called Session of the Thirty-eighth Legislature included the subject of revenue measures. This is to advise that it was my purpose that this message include, and I hereby submit to you, both the subjects of revenue and appropriations, to the end that the wide discrepancy between the appropriations heretofore made by your honorable body for the maintenance of our State institutions and the estimated available revenues out of which said appropriations are to be met be eliminated.

Respectfully submitted,
PAT M. NEFF,
Governor.

RECESS.

On motion of Mr. Quaid, the House, at 11:20 o'clock a. m. took recess to 3 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 3 o'clock p. m. and was called to order by the Speaker.

LEAVE OF ABSENCE GRANTED.

On motion of Mr. Dunlap, Mr. Blount was granted leave of absence for today and the remainder of the week on account of sickness.

RELATING TO INVESTIGATING
CERTAIN CHARGES MADE
AGAINST LEGISLATURE.

Mr. Beasley offered the following resolution:

Whereas, It has been publicly charged that bribery and other corrupt practices to and toward members of this Legislature have been used for that purpose, and have, in fact, improperly influenced such members in the consideration and disposition of bills pending therein; and

Whereas, Such charges reflect upon the personal and official integrity of such members, and, if not true, do then and this Legislature a grave injustice, and requires that the good name and character of such members and of this body should be vindicated by a legislative investigation as to the truthfulness of such charges; and

Whereas, If such charges be true, such members are disqualified, unworthy and no longer entitled to be members and to sit in the deliberations of this Legislature, and should be removed as such members; and

Whereas, The purity and integrity of the deliberations of this Legislature is essential to the enactment of wholesome, patriotic and just laws, now therefore be it

Resolved by the House of Representatives of the State of Texas, That a committee be appointed consisting of five members of the House of Representatives, to be named by the Speaker of the House of Representatives, to conduct such investigation as may be lawful and proper for it to conduct to ascertain and report to the House of Representatives upon the aforesaid matters; that said committee shall have authority to issue process and compel attendance of witnesses; to hold meetings at such times and places as to the committee may seem proper, and in addition to such powers the said committee hereby created and any member thereof shall have all such powers and authority to hear testimony, to swear witnesses, to administer oaths, to send for books, papers, letters, telegrams and documents and to compel the production of such matters and things before said committee or any member thereof as such committee or any member may deem necessary to the proper carrying out of the purposes of this investigation. And in addition the said

committee or any member thereof, may report any refusal to obey process or any disobedience of process or any evasion of process to the House of Representatives, and have any person guilty thereof or charged of being guilty thereof brought before the bar of the House of Representatives to be dealt with as the House of Representatives may direct. And said committee herein created shall have and exercise all powers and authority provided by law for the conducting of legislative investigation.

The expenses of the said committee and of any subcommittee and member thereof in conducting the investigation hereby directed and in procuring the attendance of witnesses and paying therefor, and all other expenses necessarily incurred in conducting the investigation shall be paid out of the Contingent Expense Fund of the House of Representatives upon warrants returned thereon and approved by the chairman of said committee.

The said committee shall be known as the House of Representatives Investigating Committee, and such committee shall elect its own chairman and such other officers as it may desire, and establish and make such rules for governing its own procedure and forms of process as may be permitted by law.

Such committee shall have the power and authority to employ such clerks and stenographers as may be necessary to accomplish the purposes above mentioned, and shall cause the testimony of all witnesses to be taken by a competent stenographer, questions and answers, and shall make a report to the House of Representatives at this session of the Thirty-eighth Legislature, and such report shall be accompanied by the evidence taken before said committee.

Signed—Beasley, Patterson, Irwin.

The resolution was read second time and was adopted.

In accordance with the above action, the Speaker announced the appointment of the following committee:

Messrs. Beasley, Patterson, Jennings, Russell of Callahan and Irwin.

RECESS.

On motion of Mr. Carson, the House, at 4:48 o'clock p. m., took recess to 10 o'clock a. m. tomorrow.